

REMARKS

Claims 16-45 are currently pending.

In the Office action mailed on March 23, 2006, the Examiner rejected claims 16-19 and 23-26 under the judicially created doctrine of obviousness-type double patenting over claims 1, 2, and 6 of U.S. Patent No. 6,120,497.

The Examiner rejected claims 20, 22, 28, and 30-35 under the judicially created doctrine of obviousness-type double patenting over claims 1, 3, and 6 of U.S. Patent No. 6,120,497 in view of Eckhouse et al.

The Examiner rejected claims 21, 27, 29, 36, and 37 under the judicially created doctrine of obviousness-type double patenting over claims 1 and 3 of U.S. Patent No. 6,120,497 in view of O'Donnell.

The Examiner rejected claim 23 under the judicially created doctrine of obviousness-type double patenting over claim 5 of U.S. Patent No. 5,810,801.

The Examiner rejected claims 38-40 and 43 under the judicially created doctrine of obviousness-type double patenting over claim 1 of U.S. Patent No. 6,659,999.

The Examiner rejected claims 41 and 42 under the judicially created doctrine of obviousness-type double patenting over claims 1 and 3 of U.S. Patent No. 6,659,999 in view of Eckhouse et al.

The Examiner rejected claim 44 and 45 under the judicially created doctrine of obviousness-type double patenting over claim 1 U.S. Patent No. 6,659,999 in view of O'Donnell.

Applicants submit herewith nine (9) Terminal Disclaimers, executed by representatives authorized to sign on behalf of Candela Corporation, the General Hospital Corporation, and the United States of America, as Represented by the Secretary of the Navy ("the U.S. Navy"), the owners of the instant application and U.S. Patent Nos. 5,810,801; 6,120,497; and 6,659,999.

Terminal Disclaimers

1. Candela Corporation and U.S. Patent No. 5,810,801
2. Candela Corporation and U.S. Patent No. 6,120,497
3. Candela Corporation and U.S. Patent No. 6,659,999
4. The General Hospital Corporation and U.S. Patent No. 5,810,801

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5. The General Hospital Corporation and U.S. Patent No. 6,120,497
6. The General Hospital Corporation and U.S. Patent No. 6,659,999
7. The U.S. Navy and U.S. Patent No. 5,810,801
8. The U.S. Navy and U.S. Patent No. 6,120,497
9. The U.S. Navy and U.S. Patent No. 6,659,999

Accordingly, Applicants respectfully request that the double patenting rejections be reconsidered and withdrawn.

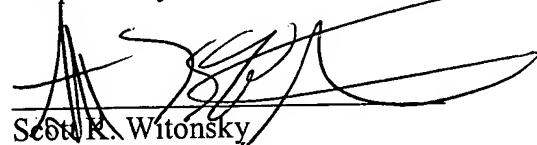
CONCLUSION

In view of the foregoing, Applicants respectfully submit that the claims are in condition for allowance and requests early favorable action. If the Examiner believes a telephonic interview would expedite the prosecution of the present application, the Examiner is welcome to contact Applicants' agent at the number below.

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Reg. No. 56,471

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Respectfully submitted,



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